## UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF KENTUCKY CENTRAL DIVISION AT LEXINGTON

Garey E. Lindsay, Regional Director of the Ninth Region of the National Labor Relations Board, for and on behalf of the National Labor Relations Board	) ) Civil Action No. 5:17-198-KKC
Petitioner,	) Judge Karen K. Caldwell
vs.	)
Leggett & Platt, Inc.,	)
Respondent.	)

## **DECLARATION OF JAMES GREEN**

- I, James Green, hereby depose and state as follows:
- 1. I am making this declaration voluntarily. I understand that my position at Leggett & Platt, Inc. ("Company") is in no way affected by me making this declaration. I have not been promised anything of benefit by Company for making this declaration, and I have not been threatened by Company in any way in connection with this declaration. I was assured by Company that I was free to give this declaration or not, without promise of benefit, threat of reprisal or any other impact on my employment. I understand that this declaration concerns the circumstances surrounding the signing of a pro-union petition, and may be introduced into evidence in a case between the Company and the NLRB.
- 2. I work at the Company's Winchester plant (plant #002), and have been represented by the International Association of Machinists Union, Local 619 ("Union").
- 3. On December 7, 2016, I signed a petition stating, "The undersigned employees of Leggett and Platt #002 do not want to be represented by IAM 619 hereafter referred to as 'union." A true and correct copy of the petition I signed on December 7, 2016 is attached as Exhibit A.
- 4. I have reviewed the document attached hereto as Exhibit B, which appears to contain my signature on line 4. I remember signing a document during a Union meeting on or about February 27, 2017 with 20 numbered lines on it, but the document I signed did not contain the language at the top of Exhibit B stating, "We the undersigned members of the International Association of Machinists and Aerospace

1



Workers, Local Lodge 619, support the Union at Leggett & Platt, Inc." I did not sign anything containing such language on February 27. As of February 27, and at all times after I signed Exhibit A on December 7, 2016, I was done with the Union and I did not want the Union to represent me anymore.

I declare under penalty of perjury that the foregoing is true and correct. This Declaration was executed in the county of  $\frac{\text{Clark}}{\text{day of}}$ , State of Kentucky, on this  $\frac{\text{day of}}{\text{day of}}$ 

James Green

## JOHNNIE'S POULTRY STATEMENT

- 1. My name is John Harper. I am an attorney representing Leggett & Platt.
- 2. I would like to ask you some questions relating to an unfair labor practice charge and associated legal proceedings alleging that the Company is unlawfully refusing to bargain with the Union.
- 3. You are not obligated to talk to me. If you talk to me and answer my questions, it will be entirely voluntary on your part. Your job at Leggett & Platt will in no way be affected by whether you talk to me or do not talk to me. Furthermore, regardless of your decision, there will be no prejudice or benefit to you. You will not be penalized or discriminated against in any way by Leggett & Platt, and you will not receive any benefit from Leggett & Platt, by reason of any answers you may give me. You also may decide to answer only part of my questions, and you can terminate our discussion at any time you wish. Again, there will be no penalties, retaliation or benefit of any kind based on your decision.
- 4. If you answer my questions, you should know that I want to know only the exact truth from your answers. Please do not give me an answer you think I would like to hear. Instead tell me the exact truth whether or not you think I would like it.
- 5. I do not want to know whether you are for the Union or against the Union or whether or not you are supportive of any effort to decertify the Union. I would merely like to know the facts about the events that I have mentioned.

## ACKNOWLEDGMENT BY EMPLOYEE

The undersigned hereby declares that I have read the above, and that I am giving a true and correct statement in this matter entirely of my own free choice without any type of force or coercion on the part of Leggett & Platt or its lawyer.

James R. Shear

Dated: 5/22, 2017

Firmwide:147573121.1 076785.1009